

Roland Straten

Montclair, NJ 07042

August 1, 2010

**Office of General Counsel
Federal Election Commission
999 E Street, N W
Washington, D C 20403**

MUR#

6351

**OFFICE OF GENERAL
COUNSEL**

2010 AUG 11 PM 1:38

**RECEIVED
FEDERAL ELECTION
COMMISSION**

Gentlemen:

I would like to file a complaint against Congressman William Pascrell, Jr., 2464 Rayburn Building, Washington, DC 20515, representing New Jersey's 8th Congressional District for using government funds to mail a campaign brochure

Complainant Roland Straten, _____, NJ 07042, candidate for Congress from New Jersey's 8th Congressional District

Respondent: Congressman William Pascrell, Jr., 2464 Rayburn Building, Washington, DC 20515 and unknown staff

Documentation included: Two copies of the campaign brochure, one sent to Essex County, the other to Passaic County

I am filing an FEC complaint against Congressman Bill Pascrell for using government funds to send out a campaign brochure,

On or about July 31, 2010, Bill Pascrell mailed a 4-page full color campaign brochure to voters in the 8th Congressional district at government expense. It did not contain a Paid for Pascrell for Congress disclaimer, but did contain the following statement "This mailing was prepared, published, and mailed at taxpayer expense."

Since this brochure was sent within 95 days of the election, it meets the technical requirement that no mass mailing may be made within the 90 day limit

**It does not, however, meet the requirement that the franking privilege may only be used for matters of public concern or public service as defined by
39 USC CHAPTER 32 - PENALTY AND FRANKED MAIL
01/05/2009**

**TITLE 39 - POSTAL SERVICE
PART IV - MAIL MATTER**

CHAPTER 32 - PENALTY AND FRANKED MAIL

(4) It is the intent of the Congress that the franking privilege under this section shall not permit, and may not be used for, the transmission through the mails as franked

mail, of matter which in its nature is purely personal to the sender or to any other person and is unrelated to the official business, activities, and duties of the public officials covered by subsection (b)(1) of this section

And the House Ethics Manual, Chapter 4 page 124

Among the specific activities that already may not be undertaken in a congressional office or using House resources (including official staff time) are the solicitation of contributions, the drafting of campaign speeches, statements, press releases or literature, the completion of FEC reports, the creation or issuance of a campaign mailing, and the holding of a meeting on campaign business. The same prohibition applies to any activity that is funded to any extent with campaign funds, even if the activity is not overtly political in nature. The latter point is addressed further below under the heading —Use for Bona Fide Campaign or Political Purposes

His defense will be that this is a newsletter and not a campaign brochure

I contend that if it walks like a duck, looks like a duck, and quacks like a duck, it is a duck

This is clearly a campaign piece because

- 1) Nowhere in the brochure does it claim to be a newsletter, information piece, or anything other than a piece of campaign literature**
- 2) The headline reads "Getting Results for the 8th District of New Jersey"**
- 3) Nowhere in the listing of accomplishments is there any detailed or actionable information that a resident could use for his own benefit. The piece has no information that is helpful to a resident on how to obtain government services or specifics on rules and regulations on new bills**
- 4) The headline in the middlefold, "REP Bill Pascrell, Jr. Delivering Tax cuts to the working class families and over \$311 million to the 8th District from the recovery act to create jobs and build the foundation of our future" is a clear-cut campaign statement**
- 5) The middle fold contains listings of his political accomplishments. It is a listing of money he claims to have brought into the district**
- 6) There are two versions of the brochure, one directed at Essex County voters, the other at Passaic County voters. If this were truly an informational piece, the information would be the same for both counties**
- 7) Much of the information is non-specific, old and dated. It lists grants that were provided years ago without any instrumentation**
- 8) Much of the information is inaccurate and exaggerated with the purpose of convincing the recipient to vote for Bill Pascrell**

9) The fact that this brochure was mailed so close to the 90 day limit is a clear indication that the intention was not informational. It is political campaigning.

10) The brochure contains pictures of elected officials and senior citizens, a targeted group, with Bill Pascrell, which is another clear indication that this is a campaign piece designed to influence voters rather than an information piece designed to inform the residents of the district.

11) Most people who opened this brochure felt that it was a campaign brochure and were very surprised to see the at taxpayers expense disclaimer.

All the above statements except for item 11 are based on personal knowledge of the Complainant. Item 11 is based on emails received from supporters.

Based on the above information and complaint, I respectfully request that the Federal Election Commission order Congressman Pascrell to reimburse the government for the cost of this mailing and/or to provide the equal amount of funding to the Straten campaign.

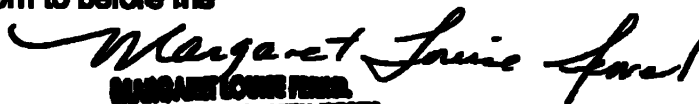
Respectfully submitted,



Roland Straten

Notarized 2 August, 2010

signed and sworn to before me



MARGARET LOUISE FENN
NOTARY PUBLIC OF NEW JERSEY
Commission Expires 7-2-15

Notary Public

5/19/2014

Sworn to and subscribed
before me this
2nd day of August 2010



**UNITED STATES
REPRESENTATIVE
BILL PASCRELL, JR.**

Member

Committee on Ways and Means
Committee on Homeland Security

Chair

Congressional Brain Injury Task Force
Italian-American Congressional Delegation

DISTRICT OFFICES

Paterson Office

200 Federal Plaza, Suite 500
Paterson, NJ 07505
Phone (973) 523-5152
Fax (973) 523-0637

Passaic Office

330 Passaic Street
Passaic, NJ 07055
Phone (973) 472-4510
Fax (973) 472-0652

Bloomfield Office

Room 200 A, Municipal Plaza
Bloomfield, NJ 07003
Phone (973) 880-1381
Fax (973) 880-1817

WASHINGTON, DC OFFICE

2484 Rayburn HOB
Washington, D C 20515
Phone (202) 225-5751

CONGRESSMAN BILL PASCRELL, JR.

Getting Results for the 8th District of New Jersey

Dear Friends and Neighbors

For the past 15 years, I have had the honor of serving the residents of the 8th Congressional District. As your representative in Congress it is my priority to make sure you stay informed about the actions of your government in Washington.

In this Congress, we are working hard to turn around the economy, and the results are starting to show. After 22 straight months of job loss, we have now seen our economy create private-sector jobs for 6 months in a row. Not only has the Recovery Act helped stem the tide of the recession, but it has included the largest tax cut for any two-year period in the nation's history, allowing over 3.2 million N.J. families to receive tax cuts.

We can see the impact of the Recovery Act right here in the 8th District with the resurfacing of Interstate 80 and a Passaic County Community College initiative committed to improving the skills of people working in the health care field. With the help of the Recovery Act grants, we are taking America in a new direction – creating good American jobs, providing the lowest taxes in 50 years for the middle class, and helping small business compoundly expand. Times are still hard for families in the 8th District, and I will continue working to get our economy back on track.

As Americans we are all affected by these times and now is the time to voice our thoughts towards finding common solutions.

Warm Regards,

Bill Pascrell Jr.



Don't forget to sign up for my E-newsletter to stay informed of what's happening in our district www.pascrell.house.gov

10044283184

Bill Brown
MC
PRSR STD

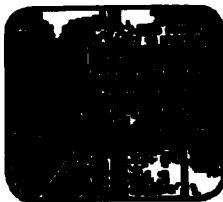
2025 RELEASE UNDER E.O. 14176

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ANYONE NO DP470-4918



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DATE 08-28-2001 BY 60322 UCBAW



The largest single part of the Act is tax cuts designed to help families pay their bills and boost demand at local businesses. 95% of American workers received one of the largest and broadest tax cuts in history (Recovery.gov) - implemented through an immediate reduction in withholding. This was coupled with tax cuts for small businesses, homeowners, and families sending kids to college. The Act also provided payments to Social Security recipients and disabled veterans.

FORUM ON SENIOR ISSUES

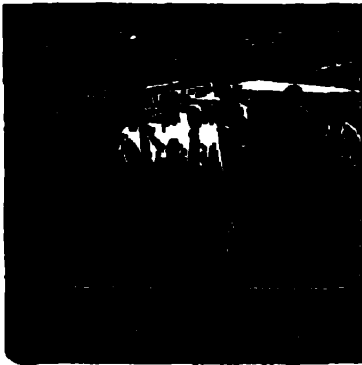
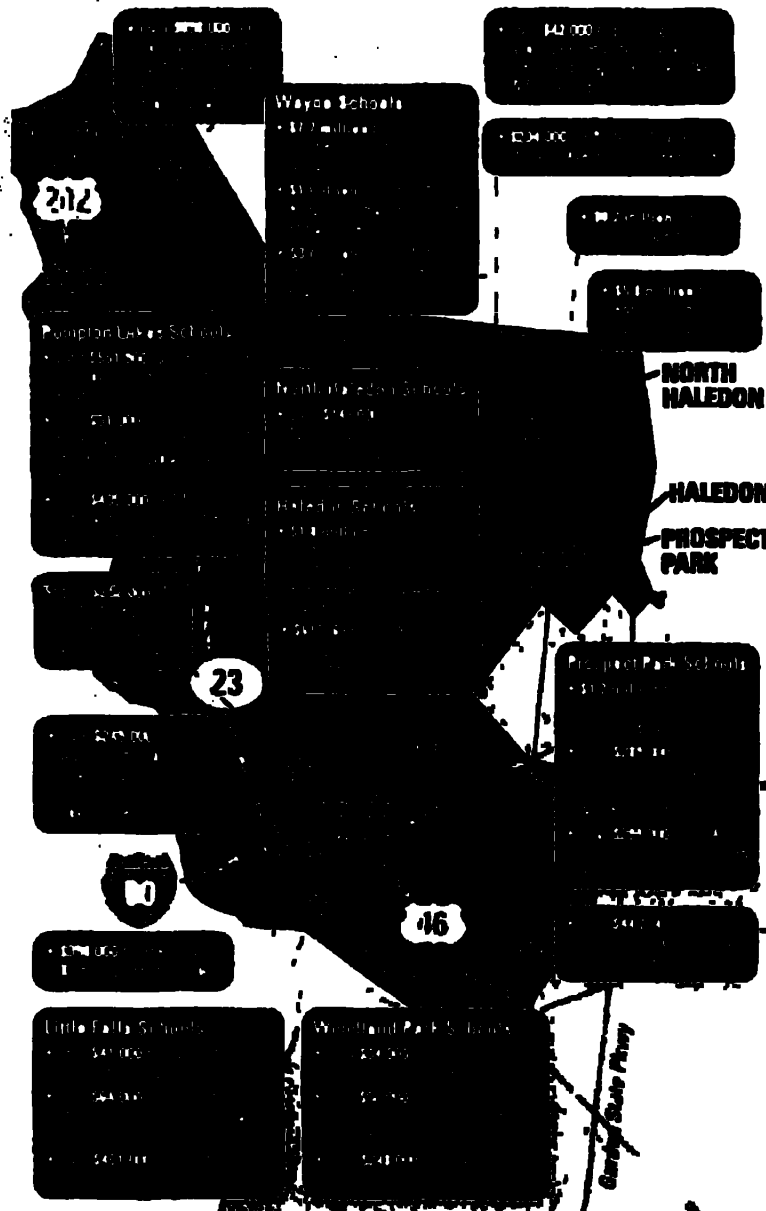
U.S. Rep. Bill Pascrell, Jr. meets with 8th District senior citizens to discuss how the Federal government can address their concerns.

Senior Forms

Wayne County Clerk
475 Valley Road, Wayne

Monday, August 8, 2010 at 2 p.m.
 Missouri General Assembly
 205 Courthouse Avenue, Jefferson

REP BILL PASCRELL, JR DELIVERING TAX CUTS TO WORKING CLASS FAMILIES AND OVER \$311 MILLION TO THE 8TH DISTRICT FROM THE RECOVERY ACT TO CREATE JOBS AND BUILD THE FOUNDATION FOR OUR FUTURE



EDUCATION

- Over \$147.5 million for local school districts to help pay for the cost of education, including salaries, benefits, and other expenses.
- \$407.1 million for the state to help pay for the cost of education, including salaries, benefits, and other expenses.

TAX CUTS TOTALING \$288 BILLION

- \$47 billion for the state to help pay for the cost of education, including salaries, benefits, and other expenses.
- \$13 billion for the state to help pay for the cost of education, including salaries, benefits, and other expenses.
- \$14 billion for the state to help pay for the cost of education, including salaries, benefits, and other expenses.
- \$5 billion for the state to help pay for the cost of education, including salaries, benefits, and other expenses.

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ENVIRONMENT AND

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TRANSPORTATION AND INFRASTRUCTURE

- \$1.5 billion for the state to help pay for the cost of education, including salaries, benefits, and other expenses.
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HEALTH CARE

- \$17.7 billion for the state to help pay for the cost of education, including salaries, benefits, and other expenses.
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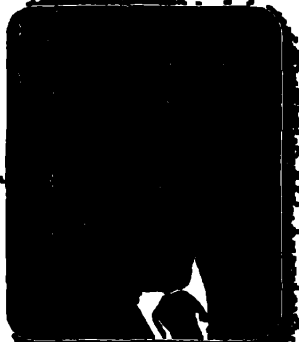
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US Rep. Bill Pascrell Jr. and Mayor John Cera announce an award from the Recovery Act to continue the Urban Boulevard streetscape project



CONGRESSMAN
BILL PASCRELL

Getting Results for the 8th District of New Jersey



UNITED STATES
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DISTRICT OFFICES

Paterason Office

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Fax (973) 472-0852

Bloomfield Office

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Bloomfield, NJ 07003
Phone (973) 680-1361
Fax (973) 680-1617

WASHINGTON, DC OFFICE

2464 Rayburn HOB
Washington, D C 20515
Phone (202) 225-5751
Fax (202) 225-5782

Dear Friends and Neighbors

For the past 13 years, I have had the honor of serving the residents of the 8th Congressional District. As your representative in Congress, it is my priority to make sure you stay informed about the actions of your government in Washington.

In this Congress, we are working hard to turn around the economy, and the results are starting to show. After 22 straight months of job loss, we have now seen our economy create private-sector jobs for 6 months in a row. Not only has the Recovery Act helped stem the tide of the recession, but it has included the largest tax cut for any two-year period in the nation's history, allowing over 3.6 million N.J. families to receive tax cuts.

We can see the impact of the Recovery Act right here in the 8th District, with the bridge improvements on I-280, the resurfacing of Interstate 80, and a Head Start program in Montclair. With the help of the Recovery Act grants, we are taking America in a new direction – creating good American jobs, providing the lowest taxes in 60 years for the middle class, and helping small businesses competitively expand. Times are still hard for families in the 8th District, and I will continue working to get our economy back on track.

As Americans we are all affected by these issues and now is the time to voice our thoughts towards finding common solutions.

Warm Regards,

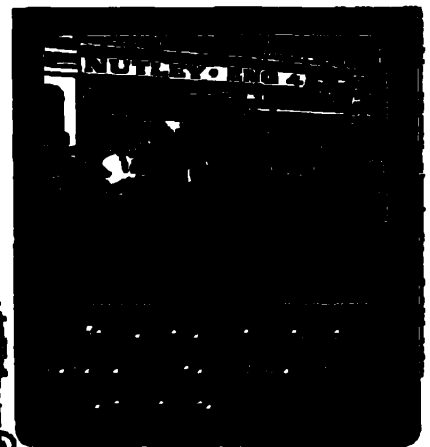
Bill Pascrell Jr.



Don't forget to sign up for my E-newsletter to stay informed of what's happening in our district. www.pascrell.house.gov

10044283187

REP. BILL PASCRELL, JR. **DELIVERING TAX CUTS TO WORKING CLASS** **FAMILIES AND OVER \$311 MILLION TO THE** **8TH DISTRICT FROM THE RECOVERY ACT TO** **CREATE JOBS AND BUILD THE FOUNDATION** **FOR OUR FUTURE**



Bill Brown
MC
PASRT STD

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED
DATE 07-04-2010 BY 60322 UCBAW



The tax package part of the Act is tax cuts designed to help families pay their bills and boost demand at local businesses. 95% of American workers received one of the fastest and broadest tax cuts in history (Recovery.gov) – implemented through an immediate reduction in withholding. This was coupled with tax cuts for small businesses, homebuyers, and families sending kids to college. The Act also provided payments to Social Security recipients and disabled veterans.

U.S. Rep. Bill Payroll, Jr. meets with 8th District seniors to discuss how the Federal government can address their concerns.

Senior Forums

Model	Model
Model 1: $\lambda_{\text{upper}} = 0.200$ and $\lambda_{\text{lower}} = 0.000$	Model 7: $\lambda_{\text{upper}} = 0.200$ and $\lambda_{\text{lower}} = 0.000$
Model 2: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.200$	Model 8: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.200$
Model 3: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$	Model 9: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$
Model 4: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$	Model 10: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$
Model 5: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$	Model 11: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$
Model 6: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$	Model 12: $\lambda_{\text{upper}} = 0.000$ and $\lambda_{\text{lower}} = 0.000$

www.pascrell.house.gov